IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 1114(S/S)2007

Prem Singh S/o Sri Govind Singh,
R/o village and Post-Dharasu,
Via Naugaon Khal, Pauri Garhwal. -------Petitioner.

Vs.

1. State of Uttarakhand through its Secretary,
   School Education Dehradun,
2. Director School Education State of Uttarakhand,
   Pauri Garhwal,
3. Addl. District Education Officer (Basic),
   Pauri Garhwal. ------ Respondents.

Sri I.P. Gairola, learned Counsel for the petitioner and
Sri H.M. Raturi, learned Standing Counsel for the State of Uttarakhand.

Hon'ble M.M. Ghildiyal, J.

Heard Sri I.P. Gairola, learned Counsel for the petitioner and Sri H.M. Raturi, learned Standing Counsel for State of Uttarakhand / respondents.

By means of this writ petition, the petitioner has challenged the transfer order dated 29.06.2007 (annexure no.2 so far as it relates to the petitioner) passed by Addl. District Education Officer (Basic) Pauri Garhwal/ respondent no. 3, by which, the petitioner who is working as Headmaster in Junior High School, Masasu (Yamkeshwar Block), district Pauri Garhwal has been transferred to Junior High School, Patoti (Pavo), District Pauri Garhwal against the vacant post.

The petitioner has challenged the impugned transfer order on the ground that he has joined in the present place in the year 2000; that the petitioner has already served in dis-comfortable areas for about 17 years and by the impugned order he has again been transferred to most dis-comfortable area; that the petitioner is aged about 56 years' old and as per the transfer policy, if any employee has attained 55 years' of his/her age or above than 55 years and in case transfer of such employee is necessary then option should be invited from the employee concerned and thereafter the employee should be posted at one of/her choice places.

The petitioner may prefer representation before the Addl. District Education Officer (Basic), Pauri Garhwal/respondent no. 3, raising all his grievances, within a period of one week from today. In case, the petitioner complies with the orders of this Court, the Addl. District Education Officer (Basic), Pauri Garhwal is directed to take decision on the representation of the petitioner within a period of two weeks from the date of production of a certified copy of this order alongwith the representation.

With these directions, the wit petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

August 20, 2007:
NCM: